

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Declaration

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am an original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **APPARATUS AND METHOD FOR THE INSERTION OF A MEDICAL DEVICE**, a patent application for which is filed herewith in the United States Patent and Trademark Office.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to in this declaration.

I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

None

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

None

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

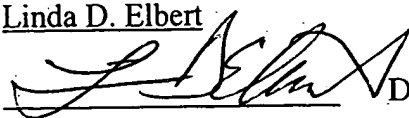
BEST AVAILABLE COPY

10546/51501

Full name of first joint inventor:

Linda D. Elbert

Inventor's signature:



Date:

4-3-01

Residence:

Bloomington, Indiana

Citizenship:

United States

Post Office Address:

8211 Lee Paul Road
Bloomington, IN 47404

Full name of second joint inventor:

D. H. Perkins

Inventor's signature:

Date:

Residence:

Bloomington, Indiana

Citizenship:

United States

Post Office Address:

711 Whitethron Place
Bloomington, IN 47403

Full name of third joint inventor:

Srinivas Nishtala

Inventor's signature:

Date:

Residence:

Bloomington, Indiana

Citizenship:

India

Post Office Address:

2115 Summerwood Ct.
Bloomington, IN 47403

BEST AVAILABLE COPY

10546/51501

Full name of first joint inventor: Linda D. Elbert

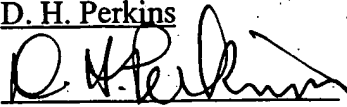
Inventor's signature: _____ Date: _____

Residence: Bloomington, Indiana

Citizenship: United States

Post Office Address: 8211 Lee Paul Road
Bloomington, IN 47404

Full name of second joint inventor: D. H. Perkins

Inventor's signature:  Date: 1/4/01

Residence: Bountiful, Utah
Bloomington, Indiana

Citizenship: United States

Post Office Address: 711 Whitethorn Place 196 East 1650 South
Bloomington, IN 47403 Bountiful, UT, 84010

Full name of third joint inventor: Srinivas Nishtala

Inventor's signature: _____ Date: _____

Residence: Bloomington, Indiana

Citizenship: India

Post Office Address: 2115 Summerwood Ct.
Bloomington, IN 47403

Full name of first joint inventor: Linda D. Elbert

Inventor's signature: _____ Date: _____

Residence: Bloomington, Indiana

Citizenship: United States

Post Office Address: 8211 Lee Paul Road
Bloomington, IN 47404

Full name of second joint inventor: D. H. Perkins

Inventor's signature: _____ Date: _____

Residence: Bountiful, Utah

Citizenship: United States

Post Office Address: 450 South 400 East,
Bountiful, Utah 84010

Full name of third joint inventor: Srinivas Nishtala

Inventor's signature: V. Nishtala Date: 4/9/01

Residence: Westford, Massachusetts

Citizenship: India

Post Office Address: 12 Morrison Lane,
Westford, MA 01886

Full name of first joint inventor: Stéphane Gobron

Inventor's signature: _____

Date: 3-4-01

Residence: Mount Prospect, Illinois

Citizenship: France

Post Office Address: 529 W. Dempster Avenue, Apt. 2W
Mount Prospect, Illinois 60056

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Linda D. ELBERT, et al.

Serial No.: ~~To Be Assigned~~ 09/837,481

Filing Date: April 19, 2001

For: APPARATUS AND METHOD FOR THE
INSERTION OF A MEDICAL DEVICE

Group Art Unit: Unassigned

Examiner: Unassigned

Honorable Commissioner of Patents and Trademarks
Washington, DC 20231

CERTIFICATE UNDER 37 C.F.R. 3.73(b)

SCIMED Life Systems, Inc., a corporation, certifies that it is the assignee of the entire right, title, and interest in the United States patent application identified above by virtue of an assignment from Linda D. Elbert, D.H. Perkins, Srinivas Nishtala and Stéphane Gobron. The assignment is being submitted to the United States Patent and Trademark Office for recordation, and a copy of the assignment and the recordation cover sheet are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

4/25/01
Date

Robert M. Rauker
Robert M. Rauker, Reg. No. 40,782
Patent Counsel

on behalf of:
SCIMED Life Systems, Inc.
Assignee of Record

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Linda D. ELBERT, et al.

Serial No.: ~~To Be Assigned~~ 09/837,481

Filing Date: April 19, 2001

For: APPARATUS AND METHOD FOR
THE INSERTION OF A MEDICAL
DEVICE

Group Art Unit: To Be Assigned

Examiner: To Be Assigned

Honorable Commissioner of Patents and Trademarks
Washington, DC 20231GRANT OF POWER OF ATTORNEY PURSUANT TO 37 C.F.R. ' 3.71

S I R:

Assignee hereby appoints: Scott T. Bluni (Reg. No. 40, 916); Mark J. Casey (Reg. No. 37,796); Robert M. Rauker (Reg. No. 40,782); Luke R. Dohmen (Reg. No. 36,783); Peter J. Gafner (Reg. No. 36,517); William J. Shaw (Reg. No. 43,111) Charles R. Brainard (Reg. No. 21,069); Estelle J. Tsevdos (Reg. No. 31,145); Judith Toffenetti, (Reg. No. 39,048); Kristina Jahns (Reg. No. 41,092); Timothy M. Devlin (Reg. No. 41,706); William M. Merone (Reg. No. 41,993); Paolo M. Trevisan (Reg. No. 45,164); Fred Grasso (Reg. No. 43,644); and the attorneys associated with Customer No. 23838 to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith. All previous Powers of Attorney in connection with this application are hereby revoked. Please send all correspondence to

Paolo M. Trevisan (Reg. No. 45,164)
KENYON & KENYON
1500 K. St. N.W., Suite 700
Washington, D.C. 20005

and direct all phone calls to Paolo M. Trevisan at (202) 220-4296.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

4/25/01
Date

Robert M. Rauker
Robert M. Rauker (Reg. No. 40,782)
Patent Counsel
SCIMED Life Systems, Inc.

on behalf of:
SCIMED Life Systems, Inc.
Assignee of Record



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

JULY 12, 2001

PTAS



101697667A

KENYON & KENYON
PAOLO M. TREVISAN
1025 CONNECTICUT AVENUE, -N.W.
SUITE 700
WASHINGTON, D.C. 20036

**UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/12/2001

REEL/FRAME: 011737/0059
NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

ELBERT, LINDA D.

DOC DATE: 04/03/2001

ASSIGNOR:

PERKINS, III, D. H.

DOC DATE: 04/04/2001

ASSIGNOR:

NISHTALA, SRIVINAS

DOC DATE: 04/09/2001

ASSIGNOR:

GOBRON, STEPHANE

DOC DATE: 04/04/2001

ASSIGNEE:

SCIMED LIFE SYSTEMS, INC.
ONE SCIMED PLACE
MAPLE GROVE, MINNESOTA 55311-1566

SERIAL NUMBER: 09837481
PATENT NUMBER:

FILING DATE: 04/19/2001
ISSUE DATE:



BEST AVAILABLE COPY

011737/0059 PAGE 2

TONYA LEE, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

05-02-2001

ORDINATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE



PATENTS ONLY

Patent and Trademark Office

101697667

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Linda D. Elbert
D. H. Perkins, III
Srivinas Nishtala
Stéphane Gobron

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

2. Name and address of receiving party(ies):

SCIMED LIFE SYSTEMS, INC.
One Scimed Place
Maple Grove, MN 55311-1566

Additional name(s) & address(es) attached? ☐ Yes ☒ NoJC978 U.S. PTO
09/837481

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Execution Date: April 3, April 4 and April 9, 2001

4. Application number(s) or patent number(s);

If this document is being filed together with a new application, the execution date of the application is: April 3, April 4, and April 9, 2001

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached: ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Paolo M. Trevisan
Kenyon & Kenyon
Suite 700
1025 Connecticut Avenue, N.W.
Washington, DC 20036

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 3.41).....\$40.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number: 11-0600

(Attach duplicate copy of this page if paying by deposit account)

5/01/2001 ACHMED1 00000158 110600 09837481

C:581 40.00 CH

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Paolo M. Trevisan
Name of Person Signing

Signature

April 19, 2001
Date

DC01 364578v1

Total number of pages comprising cover sheet: 6

OMB No. 0651-0011 (exp. 4/94)

ASSIGNMENT

WHEREAS, We,

- 1) Linda D. Elbert, a U.S. citizen;
- 2) D. H. Perkins, a U.S. citizen;
- 3) Srivinas Nishtala, a citizen of India; and
- 4) Stéphane Gobron, a U.S. Citizen.

residing at

- 1) 8211 Lee Paul Road, Bloomington, Indiana 47404;
- 2) 196 East 1650 South, Bountiful, Utah 84010
- 3) 12 Morrison Lane, Westford, MA 01886; and
- 4) 529 W. Dempster Avenue, Apt. 2W, Mount Prospect, Illinois 60056

(hereinafter also referred to as "the Assignors"); have invented new and useful improvements in **APPARATUS AND METHOD FOR THE INSERTION OF A MEDICAL DEVICE**, for which we have made application for Letters Patent of the United States, said application being filed in the United States Patent and Trademark Office herewith; and

WHEREAS, SCIMED LIFE SYSTEMS, INC., organized and existing under and by virtue of the laws of the State of Minnesota, having an office at One SCIMED Place, Maple Grove, Minnesota 55311-1566, (hereinafter referred to as "the Assignee"), is desirous of acquiring the entire right, title and interest in and to the application and invention therein described and claimed and any Letters Patent that may be issued upon the application or for the improvements therein contained.

NOW, THEREFORE, in consideration of One U.S. Dollar (U.S. \$1.00) and other valuable consideration furnished by Assignee to me, receipt and sufficiency of which I hereby acknowledge, I hereby, without reservations:

1. Assign, transfer, and convey to Assignee the entire right, title, and interest in and to said inventions and discoveries, said application for Letters Patent of the United States of America, any and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, and Convention applications based in whole or in part upon said inventions or discoveries, or upon said applications, and any and all Letters Patent, reissues, and extensions of letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications, and said Letters Patent.

2. Authorize Assignee to file patent applications in any or all countries for any or all of said inventions and discoveries in my name or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or otherwise.

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title, and interest therein or otherwise as Assignee may direct.

4. Warrant that I have not knowingly conveyed to others any right in said inventions, discoveries, applications, or patents or any license to use the same or to make, use, or sell anything embodying or utilizing any of said inventions or discoveries; and that I have good right to assign the same to Assignee without encumbrance.

5. Bind my heirs, legal representatives, and assigns, as well as myself, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to me or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications, and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by me, my heirs, legal representatives, and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to me relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples, and other physical exhibits in my control or in the control of my heirs, legal representatives, or assigns which may be useful for establishing the facts of my conceptions, disclosures, and reduction to practice of said inventions and discoveries.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 3rd day of April, 2001.

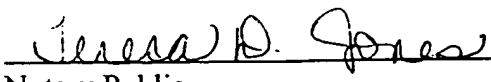

Linda D. Elbert

United States of America)

State/Commonwealth of Indiana) ss.:

County of Monroe)

On this 3 day of April, 2001, before me personally came Linda D. Elbert, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.


Notary Public

TERESA D. JONES
NOTARY PUBLIC STATE OF INDIANA
MARTIN COUNTY
MY COMMISSION EXPIRES 6/22/08

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 4th
day of April, 2001.

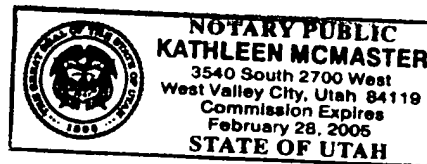

D. H. Perkins

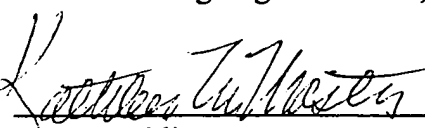
United States of America)

State/Commonwealth of _____) ss.:

County of _____)

On this 4 day of April 2001, before me personally came **D. H. Perkins**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.




Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 4th
day of April, 2001.

Srinivas Nishtala

United States of America)

State/Commonwealth of _____) ss.:

County of _____)

On this ___ day of _____ 20___, before me personally came **Srinivas Nishtala**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.

Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this ____
day of _____, 2001.

D. H. Perkins

United States of America)

State/Commonwealth of _____) ss.:

County of _____)

On this ____ day of _____ 20__, before me personally came **D. H. Perkins**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.

Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 9th
day of April, 2001.

Srivas Nishtala
Srivas Nishtala

United States of America)

State/Commonwealth of Massachusetts) ss.:

County of Middlesex)

On this 9th day of April 2001, before me personally came **Srivas Nishtala**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.

Reina Flannery
Notary Public
My commission expires Sept. 14, 2001

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 4th
day of April, 2001.

Stéphane Gobron
Stéphane Gobron

United States of America)

State/Commonwealth of ILLINOIS) ss.:

County of COOK)

On this 4TH day of April 2001, before me personally came **Stéphane Gobron**, to
me known to be the individual described in and who executed the foregoing instrument, and
acknowledged execution of same.

Joy Rosen
Notary Public

